UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES

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In the Matter of

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BASIC RESEARCH, LLC
A.G. WATERHOUSE, LLC)
KLEDT-BECKER USA, LLC)
NUTRASPORT, LLC 1
SOVAGE DERMALOGIC LABORATORIES, LLC

BAN, LLC d/b/a BASIC RESEARCH, LLC)
OLD BASIC RESEARCH, LLC, Docket No. 93 18
BASIC RESEARCH, A.G. WATERHOUSE, 1
KLEIN-BECKER USA, NUTRA SPORT, and
SOVAGE DERMALOGIC LABORATORIES)
DENNIS GAY)
DANIEL B. MOWREY d/b/a AMERICAN 1
PHYTOTHERAPY RESEARCH LABORATORY, and)
MITCHELL K. FRIEDLANDER,
Respondents.)

ORDER ON DEPOSITION OF DR. MOWREY

On September 1,2005, Complaint Counsel filed its Motion For In Camera Review,
Sanctions, and Other Relief for Respondent Mowrey7s Continued Refusal to Produce All Expert-Related Doc~rments. Complaint Counsel asserts that Dr. Mowrey persists in refusing to turn over certain documents relating to his capacity as a testifying expert witness. Respondents have not yet filed oppositions.

By Order dated August 9,2005, Respondent Mowrey was ordered to produce all
documents that relate to his capacity as an expert witness, including communications with his attorney, the other Respondents, and other Respondents' attorneys. The August 9, 2005 Order also allowed for further questioning of Dr. Mowrey and ordered such deposition be completed by September 9,2005.

According to Complaint Counsel's motion, Complaint Counsel have noticed Dr. Mowrey
for a deposition on September 8,2005, based on a few documents recently produced. Complaint Counsel seelcs an expedited response, an extension of the date by which Complaint Counsel may depose Dr. Mowrey beyond September 9,2005, and other relief.

Complaiilt Counsel's request for an expedited response is DENIED. Complaint
Counsel's request for an extension of time for completing the deposition of Dr. Mowrey is GRANTED. Complaint Counsel's request for other relief will be resolved after Respondents' responses are filed.

In a subsequent order resolving the merits of Complaint Counsel's September 1,2005 motion, Complaint Counsel shall be given additional time for completing the deposition of Dr. Mowrey, if necessa~y. Other issues raised by Complaint Counsel's motion, including sanctions, will be addressed after receiving Respondents' responses.

ORDERED:

/ Chief Administrative Law Judge
Date: September 6,2005